

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

Terry Stewart,

Plaintiff,

v.

International Association of Machinists  
and Aerospace Workers, *et al.*,

Defendants and Counterclaim-  
Plaintiffs,

v.

Terry Stewart and Don E. Hall,

Counterclaim-Defendants.

Civil Action No. 4:13-cv-01391

**DEFENDANTS' MOTION TO COMPEL PRODUCTION**

Defendants the International Association of Machinists and Aerospace Workers, AFL-CIO and IAM District Lodge 19 (collectively, "the IAM") hereby move, pursuant to Fed. R. Civ. P. 37(a), for an order compelling Plaintiff Terry Stewart to produce his income records responsive to Defendants' Requests for Production Nos. 9 and 17, served on August 22, 2013. The IAM moves to compel Plaintiff to produce his federal and state income tax returns, as well as records related to his work as a sales distributor for a coffee company, Organo Gold, while he was serving as an IAM Local Chairman and while employed full-time by the Union Pacific Railroad.

As set forth fully in the accompanying memorandum, these documents are nonprivileged and relevant both to the substance of the IAM's counterclaims as well as to the calculation of Plaintiff's claimed damages, and Plaintiff's remaining objections are also without merit.

WHEREFORE, Defendants respectfully submit that requested discovery be ordered produced.

Respectfully submitted,

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**Certificate of Service**

I certify that the foregoing document was filed and served via ECF on October 29, 2013:

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